GOVERNMENT OF INDIA
COMMERCE AND INDUSTRY
LOK SABHA

UNSTARRED QUESTION NO:2754
ANSWERED ON:14.03.2016
Intellectual Property Index
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Will the Minister of COMMERCE AND INDUSTRY be pleased to state:

(a) whether India has been ranked 37th out of 38 countries with only Venezuela scoring lower in the US Chamber of Commerce Intellectual Property Index and if so, the details thereof;

(b) whether the Index is compiled on the basis of 30-item criteria critical to innovation including patent, copyright and trademark protection and if so, the details thereof;

(c) the reasons for lower rank of the country in the Index;

(d) whether the Index suggests that in India, patent protection remain outside international best practices adding that India does not provide adequate enforcement mechanisms to effectively combat online piracy; and

(e) if so, the details thereof?

Answer

???????? ??? ?????? ???????????? (????????? ??????)(??????? ??????? ???????)
THE MINISTER OF STATE (INDEPENDENT CHARGE)
OF THE MINISTRY OF COMMERCE & INDUSTRY
(SHRIMATI NIRMALA SITHARAMAN)

(a): Yes. Details are appended as Annexure-I.

(b): Yes. The index consists of 30 item criteria covering the areas of copyrights, trademarks, trade secrets, market access enforcement, membership and ratification of international treaties. List of the criteria is appended as Annexure-II. However, innovation is based on several other critical criteria also, but which are not included in the index.

(c): The US Chamber of Commerce is a business federation representing companies, business associations, state and local chambers in the U.S. and American Chambers of Commerce abroad. The Intellectual Property Index is prepared keeping the interest of its members. It does not provide a composite view. The intellectual property rights indicators used are selective and hence not a true reflection of the state of Intellectual Property Rights Protection and Innovation in India.

(d) & (e): India has a robust IPR regime which is fully TRIPS compliant. International best practices and Patent protection are as per the Agreement on Trade-Related Aspects of Intellectual Property Rights (TRIPS) and the Patent Cooperation Treaty (PCT); India is a signatory to both. Enforcement of IPRs is done under various IPR laws in India.
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